

1 MAGISTRATE JUDGE MONICA BENTON  
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8 UNITED STATES DISTRICT COURT  
9 WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

10 UNITED STATES OF AMERICA, ) NO. CR 05-278 P  
11 Plaintiff, )  
12 vs. ) ORDER EXTENDING THE TIME IN  
13 ) WHICH TO FILE INDICTMENT  
SANTOS RANOL SAMAYO-GARCIA, ) PURSUANT TO 18 U.S.C. § 3161(b)  
14 )  
15 Defendant. )  
16 \_\_\_\_\_ )  
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17 The Court has considered the joint motion and proposed order filed herein and  
18 now finds the following:

19 1. That defense counsel requires additional time in which to investigate the  
20 charges currently pending against the defendant in this matter. Without an extension of  
21 the time in which to indict, defense counsel would be denied reasonable time necessary  
22 for effective preparation. The defendant has executed and filed a waiver of his right to a  
23 speedy indictment to September 16, 2005.

24 2. The parties believe that an extension of the time in which to indict may  
25 result in the possible resolution of the case without an indictment and without trial.

26 3. The parties agree that it is appropriate for the Court to enter an order

1 extending the time in which to indict under 18 U.S.C. § 3161(b) until September 16,  
2 2005 and that the ends of justice served by granting the requested extension of time in  
3 which to indict outweigh the best interest of the public and the defendant in a speedy  
4 indictment.

5       4. The Court therefore finds good cause for an extension of the time in which  
6 to indict under 18 U.S.C. § 3161(b).

7 || THEREFORE,

8 IT IS HEREBY ORDERED that the date on or before in which an indictment in  
9 this case must be filed against the defendant shall be extended from August 12, 2005,  
10 until September 16, 2005.

IT IS FURTHER ORDERED that the period of delay from August 12, 2005, until  
September 16, 2005, is excluded time pursuant to 18 U.S.C. § 3161(h).

13 || DONE this 8<sup>th</sup> day of August, 2005.

/s/MONICA J. BENTON  
Monica J. Benton  
United States Magistrate Judge

1 Presented by:

2  
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4 WSB No. 14886  
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6 Federal Public Defender  
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(PROPOSED) ORDER EXTENDING TIME TO FILE  
INDICTMENT PURSUANT TO 18 USC § 3161(b) - 3  
(Santos Ranol Samayoa-Garcia; CR05-278P)

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